

1 BARRY J. PORTMAN  
2 Federal Public Defender  
3 JODI LINKER  
4 Assistant Federal Public Defender  
5 19th Floor Federal Building  
6 450 Golden Gate Avenue  
7 San Francisco, CA 94102  
8 Telephone: (415) 436-7700

9  
10 Counsel for Defendant AMADOR ALVAREZ

11  
12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14  
15  
16 UNITED STATES OF AMERICA, ) No. CR-10-279 VRW  
17 Plaintiff, ) STIPULATION AND [PROPOSED]  
18 v. ) ORDER TO CONTINUE STATUS  
19 ALFONSO AMADOR ALVAREZ ) CONFERENCE & EXCLUDE TIME  
20 Defendant. )  
21  
22

23 The parties jointly request that, subject to the Court's approval, the status conference  
24 August 12  
25 presently set for June 24, 2010 be continued to July 22, 2010 at 2:00pm.

26 Defendant Alfonso Amador Alvarez is charged with one count of illegal reentry after  
27 deportation in violation of 8 U.S.C. § 1326. When he last appeared before the Court on May 27,  
28 2010, the parties informed the Court that they were attempting to negotiate a resolution of this  
29 case and hoped to have it resolved by now. Unfortunately, the parties have yet to come to an  
30 agreement, but are hopeful that they will be able to do so. Rather than conduct a status  
31 conference where little, if anything, will happen, the parties request that the matter be continued.

32 Based on the availability of counsel, the parties jointly request that this Court continue the  
33 Aug. 12  
34 hearing to July 22 at 2:00pm. The parties agree to an exclusion of time under the Speedy Trial  
35 August 12  
36 Act, 18 U.S.C. § 3161, from June 24, 2010 to July 22, 2010, given the need for both parties to

1 have a reasonable opportunity for effective preparation.

2 Based upon the representation of counsel and for good cause shown, the Court finds that  
3 failing to exclude the time from June 24, 2010 to ~~July 22~~, 2010 would unreasonably deny the  
4 defendant and his counsel the reasonable time necessary for effective preparation, taking into  
5 account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds  
6 that the ends of justice served by excluding the time from June 24, 2010 to ~~July 22~~, 2010 from  
7 computation under the Speedy Trial Act outweigh the best interests of the public and the  
8 defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time from June 24,  
9 2010 to ~~July 22~~, 2010 shall be excluded from computation under the Speedy Trial Act. 18  
0 U.S.C. § 3161(h)(7)(A) and (B)(iv).

## 11 || IT IS SO STIPULATED.

13 | June 22, 2010  
DATED

/s/

16 | June 22, 2010  
17 | DATED

/s/

19 || IT IS SO ORDERED.

21 | 6/22/2010  
\_\_\_\_\_  
DATED

